



# Daily Digest

**Federal Communications Commission**  
**445 12th St., SW**  
**Washington, D.C. 20554**

News media information 202 / 418-0500  
Internet: <http://www.fcc.gov>  
TTY: 202/418-2555

**Vol. 27 No. 127**

**July 1, 2008**

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## THE FOLLOWING ITEMS ARE DATED AND RELEASED TODAY:

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### NEWS RELEASES

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QUARTERLY REPORT ON INFORMAL CONSUMER INQUIRIES AND COMPLAINTS. The report releases data for the 3rd quarter 2007. News Release. News Media Contact: Rosemary Kimball at (202) 418-0511, email: [Rosemary.Kimball@fcc.gov](mailto:Rosemary.Kimball@fcc.gov) CGB [DOC-283353A1.pdf](#) [DOC-283353A1.txt](#)

FCC AND EPA JOIN FORCES TO EDUCATE CONSUMERS ON DTV TRANSITION ISSUES. The Federal Communications Commission and the Environmental Protection Agency are taking steps to provide information to consumers about the upcoming digital television transition. News Release CGB. Contact Rosemary Kimball at (202) 418-0511, email: [rosemary.kimball@fcc.gov](mailto:rosemary.kimball@fcc.gov) [DOC-283387A1.doc](#) [DOC-283387A1.pdf](#) [DOC-283387A1.txt](#)

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### PUBLIC NOTICES

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Report No: 46769 Released: 07/01/2008. BROADCAST ACTIONS. MB [DOC-283323A2.txt](#) [DOC-283323A1.pdf](#)

Report No: 26769 Released: 07/01/2008. BROADCAST APPLICATIONS. MB [DOC-283322A2.txt](#) [DOC-283322A1.pdf](#)

Released: 07/01/2008. PLEADING CYCLE ESTABLISHED FOR COMMENTS ON PETITION FOR ORDER DECLARING CHANNEL ISLANDS TELEPHONE COMPANY AN INCUMBENT LOCAL EXCHANGE CARRIER PURSUANT TO SECTION 251(H)(2) OF THE COMMUNICATIONS ACT. (DA No. 08-1567). (Dkt No 08-123). Comments Due: 07/31/2008. Reply Comments Due: 08/15/2008. WCB. Contact: Myrva Charles at (202) 418-1506. [DA-08-1567A1.doc](#) [DA-08-1567A1.pdf](#) [DA-08-1567A1.txt](#)

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### TEXTS

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BIRCH TELECOM. Granted the complaint regarding the unauthorized change of subscriber's telecommunications carrier. Action by: Deputy Chief, Consumer Policy Division, Consumer & Governmental

Affairs Bureau. Adopted: 06/27/2008 by ORDER. (DA No. 08-1551). CGB [DA-08-1551A1.doc](#) [DA-08-1551A1.pdf](#) [DA-08-1551A1.txt](#)

AMERICA NET, LLC. Denied the complaint regarding the unauthorized change of subscriber's telecommunications carrier. Action by: Deputy Chief, Consumer Policy Division, Consumer & Governmental Affairs Bureau. Adopted: 06/27/2008 by ORDER. (DA No. 08-1556). CGB [DA-08-1556A1.doc](#) [DA-08-1556A1.pdf](#) [DA-08-1556A1.txt](#)

SILV COMMUNICATIONS. Denied the complaint regarding the unauthorized change of subscriber's telecommunications carrier. Action by: Deputy Chief, Consumer Policy Division, Consumer & Governmental Affairs Bureau. Adopted: 06/27/2008 by ORDER. (DA No. 08-1553). CGB [DA-08-1553A1.doc](#) [DA-08-1553A1.pdf](#) [DA-08-1553A1.txt](#)

SILV COMMUNICATIONS, INC. Denied the complaint regarding the unauthorized change of subscriber's telecommunications carrier. Action by: Deputy Chief, Consumer Policy Division, Consumer & Governmental Affairs Bureau. Adopted: 06/27/2008 by ORDER. (DA No. 08-1558). CGB [DA-08-1558A1.doc](#) [DA-08-1558A1.pdf](#) [DA-08-1558A1.txt](#)

LDC TELECOMMUNICATIONS. Granted the complaint regarding the unauthorized change of subscriber's telecommunications carrier. Action by: Deputy Chief, Consumer Policy Division, Consumer & Governmental Affairs Bureau. Adopted: 06/27/2008 by ORDER. (DA No. 08-1559). CGB [DA-08-1559A1.doc](#) [DA-08-1559A1.pdf](#) [DA-08-1559A1.txt](#)

LIGHTWAVE COMMUNICATIONS. Granted the complaint regarding the unauthorized change of subscriber's telecommunications carrier. Action by: Deputy Chief, Consumer Policy Division, Consumer & Governmental Affairs Bureau. Adopted: 06/27/2008 by ORDER. (DA No. 08-1557). CGB [DA-08-1557A1.doc](#) [DA-08-1557A1.pdf](#) [DA-08-1557A1.txt](#)

UNITED AMERICAN TECHNOLOGIES. Denied the complaint regarding the unauthorized change of subscriber's telecommunications carrier. Action by: Deputy Chief, Consumer Policy Division, Consumer & Governmental Affairs Bureau. Adopted: 06/27/2008 by ORDER. (DA No. 08-1555). CGB [DA-08-1555A1.doc](#) [DA-08-1555A1.pdf](#) [DA-08-1555A1.txt](#)

INMARK D/B/A PREFERRED BILLING. Denied the complaint regarding the unauthorized change of subscriber's telecommunications carrier. Action by: Deputy Chief, Consumer Policy Division, Consumer & Governmental Affairs Bureau. Adopted: 06/27/2008 by ORDER. (DA No. 08-1560). CGB [DA-08-1560A1.doc](#) [DA-08-1560A1.pdf](#) [DA-08-1560A1.txt](#)

METROPOLITAN TELECOMMUNICATIONS. Granted the complaint regarding the unauthorized change of subscriber's telecommunications carrier. Action by: Deputy Chief, Consumer Policy Division, Consumer & Governmental Affairs Bureau. Adopted: 06/27/2008 by ORDER. (DA No. 08-1550). CGB [DA-08-1550A1.doc](#) [DA-08-1550A1.pdf](#) [DA-08-1550A1.txt](#)

GRANITE TELECOMMUNICATIONS, LLC. Granted the complaint regarding the unauthorized change of subscriber's telecommunications carrier. Action by: Deputy Chief, Consumer Policy Division, Consumer & Governmental Affairs Bureau. Adopted: 06/27/2008 by ORDER. (DA No. 08-1552). CGB [DA-08-1552A1.doc](#) [DA-08-1552A1.pdf](#) [DA-08-1552A1.txt](#)

INMARK, INC. D/B/A PREFERRED BILLING. Denied the complaint regarding the unauthorized change of subscriber's telecommunications carrier. Action by: Deputy Chief, Consumer Policy Division, Consumer & Governmental Affairs Bureau. Adopted: 06/27/2008 by ORDER. (DA No. 08-1554). CGB [DA-08-1554A1.doc](#) [DA-08-1554A1.pdf](#) [DA-08-1554A1.txt](#)

Y PAY MORE. Notified Y Pay More of its Apparent Liability for Forfeiture in the amount of \$9,000 for violation of the TCPA and the FCC's related rules and orders concerning delivering unsolicited advertisements to the

telephone facsimile machines of consumers. Action by: Chief, Enforcement Bureau. Adopted: 06/30/2008 by NALF. (DA No. 08-1565). EB [DA-08-1565A1.doc](#) [DA-08-1565A1.pdf](#) [DA-08-1565A1.txt](#)

D-MITCH BROADCASTING, INC. Issued a monetary forfeiture in the amount of \$12,000 to D-Mitch Broadcasting, Inc., licensee of station WBSC (AM), in Bennettsville, South Carolina for willful and repeated violation of Sections 11.35 and 73.3526 of the Commission's Rules. Action by: Regional Director, South Central Region, Enforcement Bureau. Adopted: 06/27/2008 by Forfeiture Order. (DA No. 08-1528). EB [DA-08-1528A1.doc](#) [DA-08-1528A1.pdf](#) [DA-08-1528A1.txt](#)

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**ADDENDA: THE FOLLOWING ITEMS, RELEASED JUNE 30, 2008, DID NOT APPEAR IN DIGEST NO. 126:**

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**PUBLIC NOTICES**  
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Released: 06/30/2008. PUBLIC SAFETY AND HOMELAND SECURITY BUREAU EXTENDS 800 MHZ REBANDING NEGOTIATION PERIODS FOR WAVE 4 BORDER AREA NPSPAC AND NON-NPSPAC LICENSEES ALONG THE U.S.-MEXICO BORDER. (DA No. 08-1529). (Dkt No 02-55). PSHSB. Contact: Roberto Mussenden at (202) 418-1428, email: Roberto.Mussenden@fcc.gov or John Evanoff at (202) 418-0848, email: John.Evanoff@fcc.gov [DA-08-1529A1.doc](#) [DA-08-1529A1.pdf](#) [DA-08-1529A1.txt](#)

Released: 06/30/2008. PLEADING CYCLE ESTABLISHED FOR WINDSTREAM KENTUCKY EAST PETITION FOR PRICING FLEXIBILITY PURSUANT TO SECTION 69.727 OF THE COMMISSION'S RULES. (DA No. 08-1548). Comments Due: 07/15/2008. Reply Comments Due: 07/25/2008. WCB. Contact: Amy Goodman at (202) 418-1549. [DA-08-1548A1.doc](#) [DA-08-1548A1.pdf](#) [DA-08-1548A1.txt](#)

Released: 06/30/2008. COMMENTS INVITED ON APPLICATION OF SPRINT COMMUNICATIONS COMPANY, L.P. TO DISCONTINUE DOMESTIC TELECOMMUNICATIONS SERVICES. (DA No. 08-1564). (Dkt No 08-116). Comments Due: 07/15/2008. WCB. Contact: Carmell Weathers at (202) 418-2325, email: Carmell.Weathers@fcc.gov or Rodney McDonald at (202) 418-7513, email: Rodney.McDonald@fcc.gov, TTY: (202) 418-0484 [DA-08-1564A1.doc](#) [DA-08-1564A1.pdf](#) [DA-08-1564A1.txt](#)

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**TEXTS**  
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MEXICO MARKETING, LLC. Notified Mexico Marketing of its Apparent Liability for Forfeiture in the amount of \$239,500 for violation of the TCPA and the FCC's related rules and orders concerning delivering unsolicited advertisements to the telephone facsimile machines of consumers. Action by: the Commission. Adopted: 06/30/2008 by NALF. (FCC No. 08-161). EB [FCC-08-161A1.doc](#) [FCC-08-161A1.pdf](#) [FCC-08-161A1.txt](#)

TIME WARNER CABLE INC. Granted the Petition. Action by: Senior Deputy Chief, Policy Division, Media Bureau. Adopted: 06/30/2008 by MO&O. (DA No. 08-1563). MB [DA-08-1563A1.doc](#) [DA-08-1563A1.pdf](#) [DA-08-1563A1.txt](#)

STATE OF WYOMING. Granted Wyoming's waiver requests. Action by: Chief, Public Safety and Homeland Security Bureau. Adopted: 06/30/2008 by ORDER. (DA No. 08-1561). PSHSB [DA-08-1561A1.doc](#) [DA-08-1561A1.pdf](#) [DA-08-1561A1.txt](#)

IMPROVING PUBLIC SAFETY COMMUNICATIONS IN THE 800 MHZ BAND. Seek comment on proposals for establishing a reconfigured 800 MHz band plan in Puerto Rico. (Dkt No. 02-55). Action by: Chief, Public Safety and Homeland Security Bureau. Comments Due: 08/08/2008. Reply Comments Due: 08/22/2008. Adopted: 06/30/2008 by NPRM. (DA No. 08-1530). PSHSB [DA-08-1530A1.doc](#) [DA-08-1530A1.pdf](#) [DA-08-1530A1.txt](#)

IMPROVING PUBLIC SAFETY COMMUNICATIONS IN THE 800 MHZ BAND. Granted the County of Calhoun, Alabama permission to continue operating its Tone Alert system on pre-rebanding frequencies. (Dkt No. 02-55). Action by: Associate Chief, Public Safety and Homeland Security Bureau. Adopted: 06/30/2008 by ORDER. (DA No. 08-1532). PSHSB [DA-08-1532A1.doc](#) [DA-08-1532A1.pdf](#) [DA-08-1532A1.txt](#)

IMPROVING PUBLIC SAFETY COMMUNICATIONS IN THE 800 MHZ BAND. Acted on a request by Fairfax County, Virginia on behalf of the fourteen 800 MHz public safety licensees in the National Capital Region for waiver of the June 26, 2008 rebanding deadline. (Dkt No. 02-55). Action by: Associate Chief, Public Safety and Homeland Security Bureau. Adopted: 06/30/2008 by ORDER. (DA No. 08-1531). PSHSB [DA-08-1531A1.doc](#) [DA-08-1531A1.pdf](#) [DA-08-1531A1.txt](#)

JULY 1, 2008 ANNUAL ACCESS CHARGE TARIFF FILINGS. Annual Access Tariff Charge Order. Action by: Chief, Pricing Policy Division, Wireline Competition Bureau. Adopted: 06/30/2008 by ORDER. (DA No. 08-1562). WCB [DA-08-1562A1.doc](#) [DA-08-1562A1.pdf](#) [DA-08-1562A1.txt](#)

PETITION OF WINDSTREAM KENTUCKY EAST, LLC FOR PRICING FLEXIBILITY AS SPECIFIED IN SECTION 69.727 OF THE COMMISSION'S RULES FOR THE LEXINGTON, KENTUCKY MSA AND ASHLAND, KENTUCKY MSA. Adopted a Protective Order in this proceeding. Action by: Chief, Pricing Policy Division, Wireline Competition Bureau. Adopted: 06/30/2008 by Protective Order. (DA No. 08-1549). WCB [DA-08-1549A1.doc](#) [DA-08-1549A1.pdf](#) [DA-08-1549A1.txt](#)

REQUEST FOR REVIEW BY INTERCALL, INC. OF DECISION OF UNIVERSAL SERVICE ADMINISTRATOR. Denied in part and granted in part a request for review filed by InterCall, Inc. of a USAC decision finding that the audio bridging services offered by InterCall are "toll teleconferencing" services. (Dkt No. 96-45). Action by: the Commission. Adopted: 06/27/2008 by ORDER. (FCC No. 08-160). WCB [FCC-08-160A1.doc](#) [FCC-08-160A1.pdf](#) [FCC-08-160A1.txt](#)